

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

5/5/02

INFORMATION DISCLOSURE STATEMENT

In re Application of: DONALD J. McMICHAEL ET AL. Attorney Docket No.: KCX-518C (17507C)
 Serial No.: 10/085,630 Date: MAY 30, 2002
 Filed: FEBRUARY 28, 2002 Art Unit: 3728
 Confirmation No.: 5367 Our Account No.: 04-1403

Title: SURGICAL KIT FOR "PULL" TYPE PERCUTANEOUS ENDOSCOPIC GASTROSTOMY PROCEDURES

Commissioner for Patents
 U.S. Patent and Trademark Office
 Washington, D.C. 20231

Sir:

The following is an Information Disclosure Statement for the captioned patent application, pursuant to 37 CFR Sections 1.56, 1.97, and 1.98.

1. Attached hereto is:

- a. A list of materials for consideration per Rule 98(a)(1): 1 page(s)
- b. A legible copy of each patent, publication, or other item listed per Rule 98(1)(2), unless not required per Rule 98(c) and/or (d) and as indicated on the attached list(s):
18 item(s)
- c. For each non-English language item listed, pursuant to Rule 98(a)(3), a concise explanation of the relevance thereof as it is presently understood by the individual designated in Rule 56(c) most knowledgeable about the content of such items: _____

[] Such explanation is provided in the Search Report from a corresponding application enclosed herewith along with any enclosed translation into English.

2. This Information Disclosure Statement is being filed [CHECK ONE]:

- a. WITHIN THREE MONTHS of the application filing date, national stage date of entry, or along with or after a request for continued examination, OR BEFORE the mailing date of a first Office Action on the merits, which ever event occurs last, WHEREFORE per Rule 97(b) NO filing fee or Rule 97(e) certificate is required.
- b. AFTER the time periods of section 2.a above, but BEFORE a Final Action, Notice of Allowance OR an action that otherwise closes prosecution, WHEREFORE PER Rule 97(c) submitted herewith is [CHECK ONE]:
 - i. Certification per Rule 97(e); OR
 - ii. Filing Fee per Rule 17(p) \$180.00
- c. AFTER a Final Action OR Notice of Allowance, but BEFORE payment of the issue fee, WHEREFORE per Rule 97(d) submitted herewith is:
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 - ii. Filing fee per Rule 17(p) \$180.00

3. Rule 97(e) Certification; per Rule 97(e), the undersigned certifying party make the following certification statement [CHECK ONE]:

- a. That each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement; OR
- b. That no item of information contained in this Information Disclosure Statement was first cited in a foreign patent office in a counterpart foreign application and to the knowledge of the undersigned after making a reasonable inquiry, was known to any individual designated in Rule 56(c) more than three months prior to the filing of this statement.

CERTIFYING PARTY (if different from bottom signature; omission here indicates that certification is being made by signer per signature below).

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